

**CIVIL DOCKET**  
**UNITED STATES DISTRICT COURT**

Jury demand date:

D. C. Form No. 106A Rev.

9

## TITLE OF CASE

## ATTORNEYS

PEOPLES STATE BANK  
 ARTESIA, NEW MEXICO,

VS

FIRST NATIONAL BANK  
 CHELSEA, OKLAHOMA

VS

C. W. Layton and Merle Darks,  
 Third Party defendants

## For plaintiff:

Dyer, Powers, Gotcher, Marsh & Kamins  
 By William K. Powers  
 1501 Fourth National Bank Building  
 Tulsa, Okla. 74119

## For defendant:

David H. Sanders  
 624 South Denver, 205 Denver Bldg.  
 Tulsa, Oklahoma 74119

## STATISTICAL RECORD

## COSTS

## DATE

NAME OR  
RECEIPT NO.

## REC.

## DISB.

J.S. 5 mailed 7-1-68

Clerk

6-18-68

Powers

15 00

6-20-68

C/D 54

15 00

J.S. 6 mailed JS-6 (2-1-69)

Marshal

Basis of Action: Negligent  
 to pay drafts

Docket fee

Witness fees

Action arose at: Chelsea,  
 Okla.

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-18-68	Complaint, Summons issued. filed. js	
6-25-68	Return Summons, Serving a copy on C. H. Smith, President at Chelsea, Okla. on June 18, 1968, filed. js (14.76)	
7-3-68	Application For Extension of Time, by defendant, filed. js	
7- 3-68	Order Extending Time, hereby extended from July 8, to July 29, 1968, filed. js (by M. M. Ewing JCS).	
7-17-68	Stipulation for the taking of the deposition of C. W. Layton, filed. g	
7-29-68	Application For Second Extension of Time of Defendant, First National Bank, filed js	
7-29-68	Order, filed, extension of time by defendant until Aug. 2, 1968. M.M. Ewing. js	
8-2-68	Answer and cross-claim and third party complaint of First National Bank, Chelsea, Oklahoma, filed. ds (summons issued)	
8-22-68	Application of plaintiff for extension of time to plead to answer and cross-claim and third party complaint, filed. b	
8-22-68	Order extending time from August 23, 1968 until September 4, 1968 for plaintiff to plead, answer or otherwise respond to defendant's answer, cross-claim and third party complaint, filed. (MME-Clerk) b	
8-28-68	Third-party summons to C. W. Layton returned, filed - unswerved.	
8-28-68	Alias Third-party summons to C. W. Layton issued. b	
9-5-68	Motions of plaintiff to strike from jury docket; to strike, dismiss or vacate third party complaint; to strike purported counter-claim or cross-complaint; motion for summary judgment, and alternative motion, filed. w	
9-5-68	Brief in support of plaintiff's motions, filed. w	
9-30-68	Oral depositions of Roy Richardson, L. W. Brummett, C. W. Layton, Dorothy Martin, Kenneth Stroud and R. D. Skelton, filed. Herman H. Linneweh, Carlsbad, N. M. ds	
10-21-68	Return of Alias Summons, serving 3rd party Deft. C. W. Layton, by handing copy of summons & complaint to him personally on Oct. 4, 1968 at 1600 West Picacho St., Las Cruces, New Mexico. (\$60.52) filed. js	
1-22-69	Application For An Order Of Dismissal, by all parties, filed. js	
1-22-69	Order of Dismissal, without prejudice, (AEB-J), filed, & entered. js	